



PUBLIC NOTICE

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DISMISSAL OF EPIC TOUCH CO.'S PETITION FOR REDEFINITION OF SERVICE AREA OF PIONEER TELEPHONE ASSOCIATION, INC.

CC Docket No. 96-45

Released: September 8, 2005

On June 27, 2005, Epic Touch Co. (Epic Touch) filed a petition with the Commission for redefinition of Pioneer Telephone Association, Inc.'s (Pioneer) service area.¹ Epic Touch first petitioned Kansas Corporation Commission (KCC) for redefinition of Pioneer's service area; KCC conditioned redefinition of the service area on the Commission's approval.² On February 8, 2005, RCC Minnesota, Inc. (RCC) petitioned the Commission for approval of redefinition of the same service area, which the Commission approved.³ In light of the Commission's approval of RCC's petition, Epic Touch's petition is moot. Redefinition of Pioneer's service area is already approved by both the Commission and KCC. Therefore, Epic Touch no longer needs to seek further approval from the Commission and has petitioned to withdraw its redefinition petition currently pending before the Commission.⁴ We dismiss Epic Touch's petition as moot.

¹ Epic Touch Co. Petition for Redefinition of Pioneer Telephone Association, Inc.'s Service Area, filed June 27, 2005.

² Epic Touch Co. Motion to Withdraw Petition for Redefinition, filed July 22, 2005.

³ RCC Minnesota, Inc. Petition for Redefinition of Rural Telephone Company Service Areas, filed February 8, 2005. The Commission issued a public notice soliciting comment on RCC's request for service area redefinition. *FCC Public Notice*, 20 FCC Rcd 4002 (Feb. 22, 2005). Pursuant to section 54.207(c)(3)(ii) of the Commission's rules, because the Commission did not initiate a proceeding, RCC's proposed redefinition of Pioneer's service areas became effective on May 23, 2005. See 47 CFR § 54.207(c)(3)(ii).

⁴ Epic Touch Co. Motion to Withdraw Petition for Redefinition, filed July 22, 2005.